

Hearing on Kin-Buc adjourned by judge

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NEW BRUNSWICK — A Superior Court hearing on a move by Edison officials to close the controversial Kin-Buc landfill was adjourned yesterday, in light of similar state action.

Judge David D. Furman adjourned the hearing to Aug. 13 after an agreement was reached by attorneys representing Kin-Buc, Edison and two state agencies.

The state Department of Environmental Protection will meet with Kin-Buc personnel Tuesday to discuss an order issued last Wednesday giving Kin-Buc 10 days to close under penalty of \$1,000 per day in fines.

Beatrice Tylutki, the director of solid waste management for the DEP, also said a meeting will be called next week with Edison and Middlesex County officials to discuss Kin-Buc's plans for expansion.

The Meadow Road landfill, bordering the Raritan River, has submitted plans to phase out its 30-acre operation in exchange for opening an adjacent 60-acre site. Kin-Buc II would include concrete-lined lagoons for neutralization of the hazardous chemical wastes accepted at site.

The third phase of the expansion plans, Kin-Buc III, would include provisions for treatment of the wastes and even energy recovery.

Kin-Buc is the last landfill site left in the state which remains approved to accept hazardous chemicals, at least it will be until July 16.

Ms. Tylutki blamed repeated environmental violations which went uncorrected as Kin-Buc increased the volume of its operation for the closing.

Tel Schwartz, the landfill attorney, said he has requested a hearing before the DEP, and if

not granted a stay in the padlock order, will fight the agency in court.

The federal Environmental Protection Agency is also expected to file pollution-related charges against Kin-Buc.

The Middlesex County Solid Waste Management program also has such a list available to area firms.

Kin-Buc officials are complaining that the DEP has held plans for its expansion and improved conditions, for up to 18 months without action.

Ms. Tylutki said the office has been in contact with Kin-Buc on the plans, and has re-

peatedly requested changes in the design.

Ms. Tylutki said Kin-Buc will be notified next week of the DEP's decision on the expansion plans.

Kin-Buc officials say it would take eight months to get the new site ready for operation if approved next week.

Appearing on behalf of the state in court yesterday were John Van Dalen, deputy attorney general with the DEP, and Joseph W. Ferraro Jr., deputy attorney general with the PUC. Those are the two regulatory agencies controlling New Jersey landfills.